

Bill No. CS for SB 560, 1st Eng.

Amendment No. \_\_\_\_ Barcode 470424

CHAMBER ACTION

Senate

House

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Senator Lynn moved the following amendment:

**Senate Amendment (with title amendment)**

On page 29, between lines 29 and 30,

insert:

Section 17. Subsections (1) and (2) and paragraph (a) of subsection (4) of section 627.64171, Florida Statutes, are amended to read:

627.64171 Coverage for length of stay and outpatient postsurgical care.--

(1) Any health insurance policy that is issued, amended, delivered, or renewed in this state which provides coverage for breast cancer treatment may not limit inpatient hospital coverage for lymph-node dissections or mastectomies to any period that is less than that determined by the treating physician to be medically necessary in accordance with prevailing medical standards and after consultation with the insured patient.

(2) Any health insurance policy that provides coverage for mastectomies under subsection (1) must also provide

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1 coverage for outpatient postsurgical followup care in keeping  
2 with prevailing medical standards by a licensed health care  
3 professional qualified to provide postsurgical mastectomy  
4 care. The treating physician, after consultation with the  
5 insured patient, may choose that the outpatient care be  
6 provided at the most medically appropriate setting, which may  
7 include the hospital, treating physician's office, outpatient  
8 center, or home of the insured patient.

9 (4)(a) This section does not require an insured  
10 patient to have a lymph-node dissection or a ~~the~~ mastectomy in  
11 the hospital or stay in the hospital for a fixed period of  
12 time following a lymph-node dissection or a ~~the~~ mastectomy.

13 Section 18. Subsections (1) and (2) and paragraph (a)  
14 of subsection (4) of section 627.66121, Florida Statutes, are  
15 amended to read:

16 627.66121 Coverage for length of stay and outpatient  
17 postsurgical care.--

18 (1) Any group, blanket, or franchise accident or  
19 health insurance policy that is issued, amended, delivered, or  
20 renewed in this state which provides coverage for breast  
21 cancer treatment may not limit inpatient hospital coverage for  
22 lymph-node dissections or mastectomies to any period that is  
23 less than that determined by the treating physician to be  
24 medically necessary in accordance with prevailing medical  
25 standards and after consultation with the insured patient.

26 (2) Any group, blanket, or franchise accident or  
27 health insurance policy that provides coverage for  
28 mastectomies under subsection (1) must also provide coverage  
29 for outpatient postsurgical followup care in keeping with  
30 prevailing medical standards by a licensed health care  
31 professional qualified to provide postsurgical mastectomy

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1 care. The treating physician, after consultation with the  
2 insured patient, may choose that the outpatient care be  
3 provided at the most medically appropriate setting, which may  
4 include the hospital, treating physician's office, outpatient  
5 center, or home of the insured patient.

6 (4)(a) This section does not require an insured  
7 patient to have a lymph-node dissection or a ~~the~~ mastectomy in  
8 the hospital or stay in the hospital for a fixed period of  
9 time following a lymph-node dissection or a ~~the~~ mastectomy.

10 Section 19. Paragraphs (a) and (c) of subsection (31)  
11 of section 641.31, Florida Statutes, are amended to read:

12 641.31 Health maintenance contracts.--

13 (31)(a) Health maintenance contracts that provide  
14 coverage, benefits, or services for breast cancer treatment  
15 may not limit inpatient hospital coverage for lymph-node  
16 dissections or mastectomies to any period that is less than  
17 that determined by the treating physician under contract with  
18 the health maintenance organization to be medically necessary  
19 in accordance with prevailing medical standards and after  
20 consultation with the covered patient. Such contract must also  
21 provide coverage for outpatient postsurgical followup care in  
22 keeping with prevailing medical standards by a licensed health  
23 care professional under contract with the health maintenance  
24 organization qualified to provide postsurgical mastectomy  
25 care. The treating physician under contract with the health  
26 maintenance organization, after consultation with the covered  
27 patient, may choose that the outpatient care be provided at  
28 the most medically appropriate setting, which may include the  
29 hospital, treating physician's office, outpatient center, or  
30 home of the covered patient.

31 (c)1. This subsection does not require a covered

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1 patient to have a lymph-node dissection or a ~~the~~ mastectomy in  
2 the hospital or stay in the hospital for a fixed period of  
3 time following a lymph-node dissection or a ~~the~~ mastectomy.

4           2. This subsection does not prevent a contract from  
5 imposing deductibles, coinsurance, or other cost sharing in  
6 relation to benefits pursuant to this subsection, except that  
7 such cost sharing shall not exceed cost sharing with other  
8 benefits.

9  
10 (Redesignate subsequent sections.)

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12

13 ===== T I T L E   A M E N D M E N T =====

14 And the title is amended as follows:

15           On page 3, line 17, after the semicolon,

16

17 insert:

18           amending ss. 627.64171, 627.66121, and 641.31,  
19           F.S.; providing requirements for the length of  
20           hospital stay relating to a lymph-node  
21           dissection which specified health insurers and  
22           health maintenance organizations must cover;  
23           limiting application; directing the Office of  
24           Program Policy Analysis and Government  
25           Accountability to study mammography and report  
26           to the Legislature;

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